

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN FRANCISCO BAY REGION

ORDER NO. 81-61

MONTARA SANITARY DISTRICT

ORDER GRANTING ADDITIONAL DISCHARGES TO THE  
DISTRICT'S SEWER SYSTEM PURSUANT TO ORDER NO. 77-155  
AS AMENDED BY ORDER NO. 79-97

I. FINDINGS

The California Regional Water Quality Control Board, San Francisco Bay Region, finds that:

- A. On December 17, 1974, the Regional Board adopted Order No. 74-187 (NPDES No. CA0037486) prescribing waste discharge requirements for the discharge by the Montara Sanitary District, hereinafter referred to as the discharger.
- B. On December 20, 1977, this Board adopted Cease and Desist Order (CDO) No. 77-155 which prohibited additional discharges to the District's sewer system and amended the Compliance Time Schedule contained in Order No. 74-187.
- C. On September 18, 1979 the Regional Board adopted Order No. 79-112 which reissued the NPDES permit for the discharger with an expiration date of May 1, 1981. Order No. 81-25, adopted May 20, 1981 further extended the NPDES permit expiration date until September 18, 1984 or until commencement of discharge into the new regional outfall facilities, whichever occurs first.
- D. On May 10, 1979 the Santa Clara County Superior Court issued a preliminary injunction ordering the Sewer Authority Mid-Coastside (SAM) and all member agencies to comply with all existing Board Orders. The injunction requires that the entire SAM project be fully completed and in operation on or before July 1, 1983.
- E. In July 1979 SAM awarded the construction contract for the regional outfall and effluent pump station. This award satisfied one of the tasks specified in CDO No. 77-155 for consideration of partial removal of the prohibition on additional discharges. On August 21, 1979 the Regional Board adopted Order No. 79-97, amending Order No. 77-155 and granting additional discharges to the District's sewer system in an amount not to exceed a flow equivalent of 237 single family dwellings.
- F. In April 1980 SAM awarded the contract for the remaining pump stations and intertie pipelines necessary for operation of the sewage transmission system. This award satisfied one of the tasks specified in CDO No. 77-155 as amended by Order No. 79-97 for consideration of a further partial removal of the prohibition on additional discharges.

- G. Compliance with effluent limitations has improved since early 1981 and has been satisfactory since mid-1981. Time schedule compliance for the outfall and treatment plant has deteriorated such that the overall project will not be completed until at least a year after the court mandated July 1, 1983 deadline. Some of the deterioration has been due to circumstances beyond the District's control.
  - H. Contracts for the treatment plant and for finishing construction of the outfall have not yet been awarded, and firm time schedules for these awards have not yet been formally established by SAM.
  - I. On October 23, 1981 in Santa Clara County Superior Court, SAM and Montara Sanitary District opposed amending the preliminary injunction to include a time schedule for the treatment plant project.
  - J. The deterioration in compliance with the time schedule for construction of the regional treatment plant is sufficient cause to delay the effective date of the additional connections granted by this Order.
  - K. The District is currently discharging an average dry weather flow of approximately 0.25 MGD, including 0.04 MGD diverted from the Granada Sanitary District. When all previously authorized connections commence discharging to the District, average dry weather flow will increase to approximately 0.345 MGD. Design flow of the treatment plant is nominally 0.5 MGD.
  - L. This action is an order to enforce waste discharge requirements previously adopted by the Board. This action is therefore categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15121 of the Resources Agency Guidelines.
  - M. At a meeting starting at 9:30 a.m. on Wednesday, November 18, 1981, in the Assembly Room of the State Office Building, 1111 Jackson St., Oakland, after due notice to the discharger and other affected persons, the Regional Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.
- II. IT IS HEREBY ORDERED THAT:

The prohibition of additional discharge to the sewer system, as provided in Order No. 77-156 as amended by Order No. 79-97, is partially removed and the District is allowed additional discharges to the sewer system in an amount not to exceed a flow equivalent of 50 single family dwellings using an average of 240 gallons per day per household. The partial removal of said prohibition is subject to and shall not be effective until the following condition is satisfied:

- 1) The contract for the treatment plant is awarded.

I, Fred H. Dierker, Executive Officer, do hereby certify that the foregoing is a full, true and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on November 18, 1981.

FRED H. DIERKER  
Executive Officer